

Senate Resolution No. 21, to-wit:

Resolved, That the Judiciary Committee of the Senate be and are hereby requested to inquire and report whether or not there is any legal method to pay officers for services rendered under the criminal laws of this State where the case has been placed on the absentee docket, and the defendant has not been discharged or convicted and found to be legally insolvent, and whether some provision should not be made to provide for such cases,

Have had the same under consideration, and beg leave to report:

That under section 9 of Article 16 of the Constitution of 1885, the payment of costs, including officers' fees, devolves upon the State only in cases where the defendant is insolvent or has been discharged.

Under section 14 of the Bill of Rights of the Constitution of 1885, no person shall be compelled to pay costs except after conviction on a final trial. It is clear that under the latter section, the costs cannot be collected from the defendant. It is also clear that under the former section, the State cannot be liable as long as the case is kept on the absentee docket. There must be, to fix the State's liability, either a discharge or a return by the proper officer of *nulla bona*, which cannot be made until after conviction.

Therefore, it seems clear to the committee that there is no law at present by which these costs can be paid.

Very respectfully,

D. H. YANCEY,
Chairman of Committee.

Mr. Myers moved that the rules be waived, and that the Senate recur to the consideration of bills on their second reading;

Which was agreed to by a two-thirds vote, and so ordered.

Mr. Myers asked, and was granted, unanimous consent to take up Senate bill No. 123 out of its regular order;

Which was agreed to and so ordered, so—

Senate bill No. 123:

To be entitled an act to amend section 186 of Chapter 3800, Laws of Florida, entitled an act to incorporate the Georgia, Florida and Key West Railway Company,

Was read the second time in full.

Mr. Myers moved that the rules be waived and that Senate bill No. 123 be read third time, and put upon its passage;

Which was agreed to by a two-thirds vote and so ordered,

so—

Senate bill No. 123:

To be entitled an act to amend section 186 of Chapter 3800, Laws of Florida, entitled an act to incorporate the Georgia, Florida and Key West Railway Company,

Was read third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Borden, Bristol, Hammond, King, Kirk, Myers, Pirrong, Swearingen and Wilkinson—8.

Nays—Mr. President, Messrs. Baya, Broome, Bryant, Calhoun, Coulter, Smith 31st, Wolfe and Yancey—9.

So the bill did not pass.

(On motion of Mr. Yancey, the Senate adjourned until 10 o'clock Tuesday morning, May 19, 1891.

TUESDAY, May 19, 1891.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Baya, Borden, Bristol, Broome, Bryant, Calhoun, Coulter, Crosby, Hammond, King, Kirk, McKinne, Myers, Pirrong, Rogers, Rosborough, Smith of 30th, Smith of 31st, Swearingen, Thomas, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—26.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

On motion of Mr. Bristol, the courtesy of the Senate was extended to ex-Senator Bielby.

The following memorial was presented by Senator Rogers and ordered spread upon the Journal:

Gentlemen of the Florida Legislature of 1891:

You are now considering one of the most momentous questions which has ever come up before this body in the history of the State. In the name of Florida, do not pass upon it without a serious and careful consideration, and a fair estimate of its importance.

The World's Columbian Exposition, to be held in Chicago

in the year 1893, will be the most stupendous undertaking the world has ever known, and the results will be magnificent. It is left for you to say whether Florida shall have a part in it. The World's Fair will be held, whether she participates in it or not. Can Florida afford to be unrepresented there? True, she is impoverished and burdened with taxation, but does the farmer grudge the seed which he puts into the ground, though his purse is nearly empty? Does he not know that the little money and the great deal of labor will bring him a bountiful harvest?

Considering that you are discussing, not a question of dollars to the people, but of one mill, so insignificant a sum, that it is but ten cents on a hundred dollars — but the price of a drink, cigars, or ride on a street car! What taxpayer but will willingly give so trifling an amount? The majority of the people of the State pay taxes on small properties; what does two mills more mean to them? The few who already pay heavy taxes can well afford the little additional sum, and won't grumble about it.

Another fact seems to have been lost sight of: That no indefinitely far-reaching burden is being laid upon us and posterity — two years is the limit, and the benefit will come directly to ourselves in our lifetime.

California has been our rival, and we have boasted that we surpass her in every respect, in climate and fruit. She has appropriated \$300,000. Shall we give her a chance to say: "Florida, for all her bragging, is afraid to compete with us."

The Western States are a synonym for enterprise, pluck and prosperity, and they acknowledge to the liberal expenditure and extensive exhibit of their resources at the Centennial in 1876, is due the tide of immigration and the influx of capital, which has made them what they are now.

You all appreciate the advantages of education—this World's Fair will be the greatest school in the world, for all the nations of the earth will be the teachers.

Gentlemen of the opposition, are you willing to put yourselves on record as hindering this great opportunity of your State? Shall your children and the people of Florida have to say, "when every State in the Union, and almost every country on the globe, was represented at Chicago, in 1893, Florida had no chance to speak for herself, or exhibit her resources, because Mr. So-and-so, of the House, and Senator Blank of the Senate prevented the appropriation?"

Legislators, don't advertise to the world that Florida is too poor to pay a two mill tax. Pass this bill—let us get to work,

and when you come to Chicago in 1893, you will be proud to call yourselves Floridians!

M. C. BELL,

Lady Manager, World's Fair.

Gainesville, Fla., May 16, 1891.

INTRODUCTION OF BILLS.

By Mr. Wilkinson:

Senate bill No. 224:

To be entitled an act to incorporate the city of Milligan, in Santa Rosa county, Florida.

Mr. Wilkinson moved that the rules be waived and that Senate bill No. 224 be read first time by its title;

Which was agreed to by a two-thirds vote and Senate bill No. 224 was read first time by its title and referred to the Committee on City and County Organization.

The President announced the appointment of Senator Coulter on the Joint Committee to examine the revised statutes of the State of Florida, to fill the vacancy occasioned by the declination of Senator Pirrong, and the appointment of Messrs. Rogers and Swearingen as committee on part of the Senate to visit the Agriculture College, etc., according to provisions of Senate Resolution No. 9.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., May 16, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate amendments to—

House bill No. 117:

To be entitled an act empowering the Governor to place the name of Isaac N. Lamb of Madison county, Florida, upon the State soldiers' pension roll at a yearly sum of one hundred dollars.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

Also, the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., May 18, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to

inform the Senate that the House of Representatives has passed—

House bill No. 5:

To be entitled an act to repeal an act entitled an act to provide for the regulation of railroad freight and passenger tariffs in this State and for other purposes,

And respectfully request the concurrence of the Senate thereto.

Very respectfully,
WM. FORSYTH BYNUM,
Chief Clerk of the House of Representatives.

House bill No. 5:

To be entitled an act to repeal an act entitled an act to provide for the regulation of railroad freight and passenger tariffs in this State, to prevent unjust discrimination in the rates charged for transportation of passengers and freights and to prohibit railroad companies, corporations and lessees in this state from charging other than just and reasonable rates, and to punish the same and prescribe a mode of procedure and rules of evidence in relation thereto, and to appoint commissioners and to prescribe their powers and duties in relation to the same, approved June 7, 1887, and to repeal all acts amendatory thereto, referred to in the message,

Was taken up by the Senate for consideration.

Mr. Bryant moved that the rules be waived and that House bill No. 5 be read first time by its title only;

Which was agreed to by a two-thirds vote and House bill No. 5 was read first time by its title only and referred to the Committee on Railroads and Telegraphs.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 16, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

Senate Concurrent Resolution No. 9:

For the appointment of a committee to visit the Agricultural College and seminaries east and west of the Suwannee river, And have appointed Messrs. Wilson of Lake, Brown of

Columbia and Mann of Hernando, such committee on the part of the House.

Very respectfully,
WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 18, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

Senate Concurrent Resolution No. 27:

Requiring the Secretary of State to construct a suitable water closet in the Capitol building.

Also,

Senate Concurrent Resolution No. 24:

Relating to the appointment of a joint committee to visit the convict camps of this State, with amendments thereto,

And respectfully request the concurrence of the Senate therein.

Very respectfully,
WM. FORSYTH BYNUM,
Chief Clerk of the House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 18, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Joint Resolution No. 5:

Accepting the appropriations and trust of the act of Congress entitled an act to credit and pay to the several States and Territories and the District of Columbia all moneys collected under the direct tax levied by the act of Congress, approved August 5, 1861, and for other purposes.

Very respectfully,
WM. FORSYTH BYNUM,
Chief Clerk of the House of Representatives.

Senate Joint Resolution No. 5 :

"Accepting the appropriation and trusts of the acts of Congress entitled an act to pay to the several States and Territories and the District of Columbia all moneys collected under the direct tax levied by the act of Congress, approved August 5, 1861, in full satisfaction of the claims of the State of Florida, and to authorize the Governor to pay claimants under said acts,"

Referred to in the message was ordered enrolled.

Also the following :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 18, 1891. }

HON. J. B. BROWNE,

President of the Senate :

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate bill No. 13 :

To be entitled an act for the relief of persons imprisoned for the non-payment of fines and costs of court imposed by sentence of any of the courts of this State, with amendments thereto,

And respectfully ask the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

The House amendments to the bill were concurred in.

Senate bill No. 13 :

To be entitled an act for the relief of persons imprisoned for the the non payment of fines and costs of court-imposed by sentence of any of the courts of this State,

Referred to in the message, was ordered enrolled.

Also the following :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 18, 1891. }

HON. J. B. BROWNE,

President of the Senate :

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate bill No. 16 :

To be entitled an act to continue the rights, privileges powers, franchises and grants of the Suwannee and Gulf Rail-

road Company, and to extend the time for the completion of the same.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

Senate Bill No. 16 :

To be entitled an act to continue the rights, privileges, powers, franchises and grants of the Suwannee and Gulf Railroad Company, and to extend the time for the completion of the same,

Referred to in the message, was ordered enrolled.

Also the following :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 18, 1891, }

HON. J. B. BROWNE,

President of the Senate :

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate bill No. 20 :

To be entitled an act to amend an act entitled an act to protect the interest of farmers, planters and others, Chapter 3012, approved February 17, 1877, with amendments,

And respectfully ask the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

Senate bill No. 20 :

To be entitled an act to amend an act entitled an act to protect the interests of farmers, planters and others, Chapter 3012, approved February 17, 1877,

With amendments offered by the House, was passed informally.

Also the following,

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 18, 1891. }

HON. J. B. BROWNE,

President of the Senate :

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate bill No. 22 :

To be entitled an act to authorize the sale of real estate belonging to foreign lunatics.

Very respectfully,
WM. FORSYTH BYNUM,
Chief Clerk of the House of Representatives.

Senate bill No. 22 :

To be entitled an act to authorize the sale of real estate belonging to foreign lunatics,

Referred to in the message, was ordered enrolled.

REPORTS OF COMMITTEES.

Mr. Swearingen, Chairman of the Committee on Temperance, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate :

SIR—Your Committee on Temperance, to whom was referred—

Senate bill No. 221 :

To be entitled an act to prohibit the illegal keeping for sale or use of any intoxicating liquors in club rooms or other places of resort,

Beg leave to report that they have had the same under consideration and respectfully recommend that it do pass.

Very Respectfully,
T. F. SWEARINGEN,
Chairman of Committee.

Mr. Rogers, Chairman of the Committee on Agriculture, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 16, 1891. }

HON. J. B. BROWNE,

President of the Senate :

SIR—Your Committee on Agriculture, to whom was referred—

Senate bill No. 180 :

To be entitled an act to provide for the formation of farmers' institutes, and for the encouragement of agriculture in the State of Florida,

Beg leave to report that they have had the same under consideration, and recommend that it do pass with the following amendments :

Amend section 2 in line 3, after the word "appoint," add "subject to approval by the Governor."

Amend section 8, line 7, after the word "agriculture," add "subject to approval by the Governor."

Strike out in section 8 the words, "the salary of the superintendent of institutes shall be \$— per annum," and add, "the superintendent of institutes shall be paid in proportion to the work performed by him in the discretion of the Commissioner of Agriculture; but in no case shall his salary exceed one thousand dollars per annum."

Very respectfully,
R. F. ROGERS,
Chairman of Committee.

In accordance with the notice given yesterday, Mr. Myers moved that the vote by which Senate bill No. 148 passed yesterday be reconsidered, be passed informally, owing to Mr. Calhoun's absence on committee.

Which was agreed to by a two-thirds vote and the said vote was reconsidered.

Mr. Myers moved that the bill be passed informally and placed in its regular order upon the calendar of bills on their third reading;

Which was agreed to and so ordered.

Mr. McKinne moved that the rules be waived and that the Senate take up Senate bill No. 187 out of its regular order and that the same be placed upon its second reading;

Which was agreed to by a two-thirds vote and so ordered, so—

Senate bill No. 187 :

To be entitled an act to incorporate the Chipola and Chipewewa Lake Railroad Company,

Was taken up out of its regular order and read second time in full, together with the amendments offered by the Committee on Railroads and Telegraphs.

Mr. McKinne moved that the amendments of the committee be adopted;

Which was agreed to and the amendments to the bill were adopted.

Mr. McKinne moved that the name of C. F. Mairs, wherever it occurred in the bill, be struck out;

Which was agreed to and so ordered.

The bill as amended, was ordered engrossed for its third reading.

By permission, Mr. Wall introduced—

Senate bill No. 225:

To be entitled an act to amend an act entitled an act to amend section 1 of an act making the Alafia river in Hillsborough county a navigable stream, approved January 30, 1885, being Chapter 3672, Laws of Florida.

Mr. Wall moved that the rules be waived and that Senate bill No. 225 be read first time by its title;

Which was agreed to by a two-thirds vote and Senate bill No. 225 was read first time by its title and referred to the Committee on Commerce and Navigation.

By permission, Mr. Wolfe, Chairman of the Committee on Railroads and Telegraphs, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 18, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Railroads and Telegraphs, to whom was referred—

Senate bill No. 222:

A bill to be entitled an act to provide for making connections and crossings between lines of railroad, and prohibiting a severance of the same.

Also,

Senate bill No. 207:

A bill to be entitled an act to incorporate the Lakeland, Mohawk and Tavares Railroad Company, and to grant lands to the same,

Beg leave to report that they have had the same under consideration and recommend that they do pass.

Very respectfully,

J. EMMET WOLFE,
Chairman of Committee.

Also the following:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 18, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Railroads and Telegraphs, to whom was referred—

Senate bill No. 202:

A bill to be entitled an act to extend the time for the construction of the Alabama, Florida and Atlantic railway,

Beg leave to report that they have considered the same and recommend that it do pass with the following amendment:

Amend section 2 in line 5 by striking out "five" and inserting "two."

Very respectfully,

J. EMMET WOLFE,
Chairman of Committee.

By permission, Mr. Bristol, Chairman of the Committee on Claims, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Claims, to whom was referred—

Senate bill No. 209:

Being a bill for the relief of John J. Morgan,

Have had the same under consideration and have directed their chairman to report the same for the consideration of the Senate.

Very respectfully,

W. H. BRISTOL,
Chairman of Committee.

Also the following:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 18, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Claims, to whom was referred—
Senate bill No. 87:

Being a bill to be entitled an act for the relief of Thomas E. Langford and Samuel Summerlin,

Have had the same under consideration, and have directed their chairman to report that the said bill do not pass, from the fact that the requirement of the Constitution as to publication of notice has not been complied with.

Very respectfully,

W. H. BRISTOL,
Chairman of Committee.

Also the following,

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 18, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Claims, to whom was referred—
Senate bill No. 10:

Being an act for the relief of Albert P. Fries,

Have had the same under consideration and have directed their chairman to report the bill unfavorably and recommend that it do not pass.

Very respectfully,
W. H. BRISTOL,
Chairman of Committee.

Mr. Myers moved that the rules be waived and that the Senate recur to the orders of the day;

Which was agreed to by a two-thirds vote and so ordered.

Mr. Myers then moved to reconsider the vote by which Senate bill No. 148 was passed yesterday.

Pending consideration of which—

A message was received from the House of Representatives.

The motion of Mr. Myers that the vote by which Senate bill No. 148 passed be reconsidered,

Mr. Myers announced that he was paired with Mr. Summers on this bill; that if Mr. Summers was present he would vote against the recommendation, and that he (Myers) would vote for it.

Was agreed to by a two-thirds vote,

And the bill was reconsidered and placed upon the calendar of bills on their third reading.

Mr. Wall moved that the vote by which Senate bill No. 135 passed be reconsidered;

Which was agreed to and so ordered.

Mr. Wall moved that Senate bill No. 135 be made the special order for Thursday at 11 o'clock;

Which was agreed to by a two-thirds vote and so ordered.

Mr. McKinne moved that Senate bill No. 214 be made the special order for 10:30 o'clock to-morrow;

Which was agreed to and so ordered.

The hour having arrived for the special consideration of—

Senate bill No. 205:

To be entitled an act to require all applicants for liquor license to procure a certificate of good character and providing that all such liquor license may be revoked;

Which had been previously read third time.

The same, by request of Mr. Wolfe, was read again for information.

Pending consideration of which a message was received from the Governor.

Consideration of Senate bill 205 was then resumed.

Mr. McKinne moved that the bill be placed back on its second reading.

Upon which the yeas and nays were called.

The vote was as follows:

Yeas—Messrs. Bryant, Calhoun, King, McKinne Rosborough, Smith of 30th, Wadsworth, Wolfe and Yancey—9.

Nays—Messrs. Baya, Borden, Bristol, Brett, Broome, Coulter, Crosby, Drake, Farmer, Hammond, Kirk, Myers, Pirrong, Rogers, Smith of 31st, Thomas, Wall and Wilkinson—18.

So the motion to place Senate bill No. 205 back upon its second reading was lost.

So the bill was put upon its passage.

Senator Rogers announced that he was paired with Mr. Summers on this bill, and that if he voted he would vote yea, and Mr. Summers would vote nay.

Senator Yancey announced that he was paired with Senator Johnson on the bill, and that if he voted he would vote nay, and Senator Johnson would vote yea.

Upon its passage the vote was:

Yeas—Messrs. Baya, Borden, Bristol, Brett, Broome, Coulter, Crosby, Drake, Farmer, Kirk, Pirrong, Rosborough, Smith of 31st, Swearingen, Thomas, Wall and Wilkinson—17.

Nays—Messrs. Bryant, Calhoun, Hammond, King, McKinne, Myers, Smith of 30th, Wadsworth and Wolfe—9.

So the bill passed, title as stated.

Mr. Kirk moved that the rules be waived and that Senate bill No. 205 be certified to the House of Representatives at once;

Which was agreed to by a two-thirds vote and so ordered.

On motion of Mr. Wall, the courtesy of the Senate was extended to Mr. D. B. Givens of Tampa.

By permission, Mr. Borden, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—The Joint Committee on Engrolled Bills, to whom was referred—

Senate bill No. 12:

An act regulating appeals from municipal and recorders' courts in this State.

Also,

Senate bill No. 32:

An act for the preservation of wild deer, birds and other game,

Beg leave to report that they have examined the same and find them correctly enrolled and would most respectfully request your signature thereto.

Very respectfully,

W. J. BORDEN,
Chairman of Joint Committee.

Also the following,

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—The Joint Committee on Enrolled Bills, to whom was referred—

House bill No. 94:

An act to amend an act entitled an act to grant lands to the Western Railway Company of Florida, etc.

Also,

House bill No. 97:

An act to prohibit officers from bidding for or entering into any contract in which they are or may be interested in the letting, etc.

Also,

House bill No. 117:

An act empowering the Governor to place the name of Isaac N. Lamb of Madison county, Florida, upon the State soldiers' pension roll at a yearly sum of \$100,

Beg leave to report that they have examined the same and find them correctly enrolled and would most respectfully request your signature thereto.

Very respectfully,

W. J. BORDEN,
Chairman of Joint Committee.

By permission, Mr. Kirk, Chairman of the Committee on Engrossed Bills, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Engrossed Bills, to whom was referred—

Senate bill No. 89:

A bill to be entitled an act to amend an act entitled an act to revoke and abolish the present municipal government of the town of DeLand, and to organize a city government for said town.

Also,

Senate bill No. 189:

A bill to be entitled an act to incorporate the Atlantic and Gulf Canal Company of Florida,

Beg leave to report that they have examined the same and find them correctly engrossed.

Very respectfully,

BENJ. F. KIRK,
Chairman of Committee.

By permission, Mr. Wall introduced:

Senate bill No. 226:

To be entitled an act for the relief of William Pitt Head.

Mr. Wall moved that the rules be waived, and that Senate bill No. 226 be read the first time by its title only;

Which was agreed to by a two-thirds vote, and senate bill No. 226 was read first time by its title and referred to the Committee on Claims.

ENROLLED.

An act to prohibit officers from bidding for or entering into any contract in which they are or may be interested in the letting and prescribing penalty for the same.

Also,

An act to amend an act entitled an act to grant lands to the Western Railroad Company of Florida, to aid the construction of a railroad from a point at the western terminus of the railroad constructed by the Green Cove Springs and Melrose Railroad Company to Melrose, with branches to Starke and Hawthorne, approved May 31, 1889.

Also,

An act empowering the Governor to place the name of Isaac N. Lamb of Madison county, Florida, upon the State's soldiers' pension roll at a yearly sum of \$100.

Also,

An act regulating appeals from municipal and recorders' courts in this State.

Also,

An act for the preservation of wild deer, birds and other game,

Were signed by the Hon. Jeff. B. Browne, President, and C. A. Finley, Secretary of the Senate, and the same returned to M.

Borden, Chairman of the Joint Committee on Enrolled Bills, for presentation to the Governor.

Senate bill No. 25 :

An act to incorporate the Alabama, Florida and Mississippi Railroad Company ; to confer certain powers therein expressed, and to grant lands to the same,

Was read second time in full, together with the amendments offered by the Committee on Railroads and Telegraphs.

Mr. McKinne moved that the amendments of the committee be adopted ;

Which was agreed to and the amendments to the bill were adopted and the bill with the amendments was ordered engrossed for its third reading.

A committee from the House of Representatives appeared at the bar of the Senate and notified the Senate that the House was ready to receive them in joint session.

The committee thereupon retired.

The President announced that the hour of 12 M. had arrived and the Senate would now proceed to the House of Representatives' hall.

The Senate thereupon marched in a body to the hall of the House of Representatives.

TWELVE O'CLOCK M.

JOINT SESSION, May 19, 1891.

At 12 o'clock the Senate entered the hall of the House of Representatives and was received by the House.

President Browne in the chair.

The President ordered the Secretary of the Senate to call the roll of the Senate.

Upon call of the roll the following Senators answered to their names :

Mr. President, Messrs. Baya, Borden, Bristol, Broome, Bryant, Coulter, Crosby, Drake, Farmer, Hammond, King, Kirk, McKinne, Myers, Pirrong, Rogers, Rosborough, Smith of 30th, Smith of 31st, Swearingen, Wadsworth, Wilkinson, Wolfe and Yancey—25.

A quorum present.

By request of the President, the Speaker of the House ordered the roll of the House called.

Upon call of the roll the following members answered to their names :

Mr. Speaker, Messrs. Baker, Baltzell, Beville, Blitch of Marion, Blitch of Levy, Bogue, Brown, Buford, Canty,

Carleton, Carson, Clark, Coulter, Dimick, Dougherty, Dykes, Haddock, Hicks, High, Hocker, Hollinger, Hutchinson, Jenkins, Johns, King, Langford, Lavender, Mays, McRea, Monroe, Morgan, Morris, Newlan, Overstreet, Parker, Peacock, Pittman, Priest, Robertson, Rye, Saulsbury, Shine, Sparkman, Stapler, Summerlin, Trammell, Turnbull, Usina, Vann, Whitehurst, Whitner, Wilson and Young—54.

A quorum present.

Mr. Sparkman moved that the reading of the Journals of the Senate and House in joint session, held May 18, 1891, be dispensed with ;

Which was agreed to and so ordered.

There being no corrections the Journal was declared approved.

Mr. Kirk moved that the joint session proceed to vote for a United States Senator ;

Which was agreed to and so ordered.

The vote of the Senate was :

For Mr. Call—Messrs. Coulter, Crosby, Pirrong, Smith of 30th, Swearingen, Thomas, Wadsworth, Wolfe and Yancey—9.

For Mr. Mays—Messrs. Borden, Drake, Farmer, Hammond, Kirk, Myers and Rogers—7.

For Dr. LaFar—Mr. President, Messrs. Baya and Wilkinson—3.

For C. F. A. Bielby—Mr. Smith of 31st—1.

For. Chas. Dougherty—Messrs. Broome and King—2.

Upon call of roll—

Mr. Bristol stated that he was paired with Mr. Summers.

Mr. Bryant stated that he was paired with Mr. Wall.

Mr. McKinne stated that he was paired with Mr. Calhoun.

Mr. Rosborough stated that he was paired with Mr. Brett.

The vote of the House was :

For Mr. Call—Mr. Speaker, Messrs. Bates, Berry, Bethel, Blitch of Levy, Brown, Buford, Canty, Carleton, Carson, Haddock, Hicks, Johns, King, Langford, Lavender, Monroe, Morgan, Morris, Priest, Rye, Saulsbury, Stapler, Summerlin, Usina, Vann and Wilson—27.

For Mr. Mays—Messrs. Atkinson, Baker, Baltzell, Beville, Blitch of Marion, Coulter, High, Hocker, Hollinger, Jenkins, Overstreet, Robertson, Shine, Turnbull, Whitner and Young—18.

For Dr. LaFar—Messrs. Carter, Mays, Newlan, Parker, Peacock and Whitehurst—6.

For Mr. Bloxham—Mr. Bogue—1.

For E. M. Hammond—Messrs. Clark and Trammell—2.

For Mr. Dougherty—Messrs. Hutchinson and Sparkman—2.

Upon call of the roll—

Mr. Goode stated that he was paired with Mr. Mann of Baker.

Mr. Pittman stated that he was paired with Mr. McSwain.

Mr. Dimick stated that he was paired with Mr. Richbourg.

The Secretary announced that the total number of votes cast for United States Senator was 80,

Of which—

Mr. Call received 36 votes.

Mr. Mays received 26 votes.

Dr. LaFar received 3 votes.

Mr. Bielby received 1 vote.

Mr. Dougherty received 4 votes.

Mr. Hammond received 2 votes.

Mr. Bloxham received 1 vote.

Mr. Kirk received 1 vote.

The president declared there was no election.

Mr. Kirk moved that the joint session adjourn until 12 o'clock Wednesday, May 20, 1891;

Which was agreed to.

Whereupon the Senate withdrew to its chamber.

12:30 O'CLOCK.

At 12:30 P. M. the Senate resumed its session.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Baya, Borden, Bristol, Broome, Crosby, Drake, Farmer, Hammond, Kirk, McKinne, Pirrong, Rogers, Rosborough, Smith of 30th, Smith of 31st, Swearingen, Thomas, Wadsworth, Wilkinson, Wolfe and Yancey—22.

A quorum present.

Mr. Pirrong moved that the rules be waived and that the message from the House of Representatives, referring to the passage by that body of Senate bill No. 38, be taken up and read;

Which was agreed to and so ordered, so—

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., May 18, 1891.

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representative has passed—
Senate bill No. 38:

To be entitled an act to amend section 4 and section 8 of an act entitled an act to incorporate the West Florida and Alabama Railroad Company, approved May 30, 1889.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

Senate bill No. 38:

To be entitled an act to amend section 4 and section 8 of an act entitled an act to incorporate the West Florida and Alabama Railroad Company, approved May 30, 1889.

Referred to above, was ordered enrolled.

Mr. Crosby moved that the Senate do now go into executive session;

Which was agreed to and at 12:50 the Senate was cleared and the doors closed.

At 1:06 the doors were opened.

By permission, Mr. Yancey, Chairman of the Judiciary Committee, submitted the following report:

SENATE CHAMBER,

TALLAHASSEE, FLA., May 19, 1891.

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—
Senate bill No. 23:

An act to provide for the redemption of land sold for taxes since 1886 and for the cancellation of tax deeds in certain cases.

Also,

Senate bill No. 131:

An act to abolish days of grace upon bills of exchange, promissory notes and other negotiable instruments.

Also,

Senate bill No. 219:

To be entitled an act to provide for a lien on monuments and other gravestones,

Have had the same under consideration and recommend that they do not pass.

Very respectfully,
D. H. YANCEY,
Chairman of Committee.

Also the following:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—
Senate bill No. 77:

To be entitled an act in relation to obtaining money, or any other personal property, under false promises, or for violations of contracts, and providing penalties therefor,

Have had the same under consideration, and recommend that it do pass, with the following amendments, to wit:

In line 7 of section 1, strike out the words, "either written or oral."

In line 6, section 1, insert the word "written" before the word "contract."

Very respectfully,
D. H. YANCEY,
Chairman of Committee.

Also the following:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—

Senate bill No. 40:

To be entitled an act to require persons and corporations employing females in manufacturing, mechanical or mercantile establishments to provide suitable seats and permit their use by such females when not necessarily employed in the active duties for which they were employed, and to provide penalties for a violation of this act,

Have had the same under consideration and recommend that it do pass.

Very Respectfully,
D. H. YANCEY,
Chairman of Committee.

Also the following:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—
Senate Joint Resolution No. 218:
Joint Resolution of the Senate and House of Representatives of the State of Florida,

Have had the same under consideration and recommend that it do pass, with the following amendment, to-wit:
Strike out the last paragraph.

Very respectfully,
D. H. YANCEY,
Chairman of Committee.

Also the following:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—
Senate bill No. 15:

To be entitled an act to provide and encourage the culture of oysters, and the industry of oyster farming and to protect persons engaged in the same.

Also,

Senate bill No. 113:

To be entitled an act to prevent the enticing from their employes any minors or other persons under contract in this State.

Also,

Senate bill No. 110:

To be entitled an act in relation to landlord and other liens,

Have had the same under consideration and report the same back without recommendation.

Very respectfully,
D. H. YANCEY,
Chairman of Committee.

Also the following:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—

Senate bill No. 157:

To be entitled an act to confer police powers upon conductors of passenger trains in this State,

Have had the same under consideration, and recommend that it do pass, with the following amendments, to-wit:

In lines 3 and 4 of section 2, strike out the words "of disorderly conduct, or is drunken, or," and insert in lieu thereof the words "of drunkenness, or is."

In line 14 of section 2, strike out the words "disorderly conduct."

Very respectfully.

D. H. YANCEY,

Chairman of Committee.

By permission, Mr. Borden, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Joint Committee on Enrolled Bills, to whom was referred—

Senate bill No. 12:

An act regulating appeals from municipal and recorders' courts in this State.

Also,

Senate bill No. 32:

An act for the preservation of wild deer, birds and other game.

Also,

House bill No. 94:

An act to amend an act to grant lands to the Western Railway Company of Florida.

Also,

House bill No. 97:

An act to prohibit officers from bidding for, or entering into any contract in which they are or may be interested in the letting, etc.

Also,

House bill No. 117:

An act empowering the Governor to place the name of Isaac N. Lamb, of Madison county, Florida, upon the State soldiers' pension roll at a yearly sum of \$100,

Beg leave to report that the same have been presented to the Governor for his consideration.

Very respectfully,

W. J. BORDEN,

Chairman of Joint Committee.

By permission, Mr. Bristol, Chairman of the Committee on Claims, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 19, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Claims, to whom was referred—
Senate bill No. 156:

Being a bill entitled an act for the relief of C. A. Butler, guardian of Martha Willis, a declared lunatic,

Have had the same under consideration, and have directed their chairman to report the same for the consideration of the Senate.

Very respectfully,

W. H. BRISTOL,

Chairman of Committee.

Mr. McKinne moved to adjourn until 4 o'clock this afternoon.

Mr. Rogers moved to amend by making it 10 o'clock to-morrow morning.

The amendment of Mr. Rogers was adopted, so—

The Senate adjourned until 10 o'clock Wednesday morning, May 20, 1891.